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ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231



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RE: U.S. Application
Serial No: 09/720,789
Filed: DECEMBER 29, 2004
Group: 2851
Inventor: TAKASHI MIYACHI
For: SCANNING EXPOSURE METHOD,
SCANNING EXPOSURE APPARATUS ...

SIR:

Attached hereto for filing are the following papers:

RESPONSE TO RESTRICTION REQUIREMENT

Our check in the amount of \$~~0.00~~ is attached covering any required fees. In the event that any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 CFR 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
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201413US-2-PCT

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF:

TAKASHI MIYACHI : EXAMINER: NGUYEN, H.

SERIAL NO: 09/720,789 :

FILED: DECEMBER 29, 2000 : GROUP ART UNIT: 2851

FOR: SCANNING EXPOSURE METHOD,
SCANNING EXPOSURE APPARATUS ...

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RESPONSE TO RESTRICTION REQUIREMENT

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SIR:

In response to the Office Action (Restriction Requirement) dated May 8, 2002, Applicant
elects, with traverse:

Invention I: Claims 1-15, 23-26, 28 and 30

REMARKS

As a preliminary matter, Applicant draws attention to the Form PTO-1449 filed on
February 22, 2001, and requests that the documents listed thereon be officially made of record,
and that an initialed Form PTO-1449 be included with the first Office Action on the merits.

Applicant respectfully traverses the restriction requirement for the following reasons.
Generally, MPEP § 803 states the following:

If the search and examination of an entire application can
be made without serious burden, the Examiner must examine it
on the merits, even though it includes claims to distinct or
independent inventions.